

- (o) Chapter 39, Child Protection Registry;
- (p) Chapter 41, Price Controls During Emergencies Act;
- (q) Chapter 42, Uniform Debt-Management Services Act;
- (r) Chapter 49, Immigration Consultants Registration Act;
- (s) Chapter 51, Transportation Network Company Registration Act;
- (t) Chapter 52, Residential Solar Energy Disclosure Act; ~~[and]~~
- (u) Chapter 53, Residential, Vocational and Life Skills Program Act~~[-];~~ and
- (v) Chapter 54, Ticket Sales Act.

Section 2. Section **13-54-101** is enacted to read:

CHAPTER 54. TICKET SALES ACT

Part 1. General Provisions

13-54-101. Title.

This chapter is known as the "Ticket Sales Act."

Section 3. Section **13-54-102** is enacted to read:

13-54-102. Definitions.

As used in this section:

(1) "Division" means the Division of Consumer Protection in the Department of Commerce.

(2) "Event" means a single, specific occurrence of ~~§→ [a concert, game, performance, show,~~ ~~or other occasion.] one of the following, that takes place at a venue:~~

(a) a concert;

(b) a game;

(c) a performance;

(d) a show; or

(e) an occasion similar to the occasions described in Subsections (2)(a) through (d). ←§

(3) "Exempt entity" means:

(a) a Division I college postseason basketball tournament; §→ [or] ←§

(b) a nonprofit organization that:

(i) is exempt from federal income taxation under Section 501(c)(3), Internal Revenue Code;

(ii) is domiciled in the state; and

(iii) produces an annual international film festival in the state §→ [:] ; or

(c) a public or private postsecondary institution that is located in the state. ←§

(4) "Restricted ticket" means a ticket to an event that is subject to a restriction that prohibits the purchaser from reselling or otherwise transferring the ticket by any lawful method.

(5) "Transferrable ticket" means a ticket to an event that a person issues using a

delivery method that enables the purchaser to lawfully resell the ticket independent of the person who issued the ticket or the person's agent or operator.

§→ (6) (a) "Venue" means real property located in the state where one or more persons host a concert, game, performance, show, or similar occasion.

(b) "Venue" includes an arena, a stadium, a theater, a concert hall, an amphitheater, a fairground, a club, a convention center, a public assembly facility, or a mass gathering location. ←§

§→ (7) "Venue operator" means a person who operates a venue. ←§

Section 4. Section 13-54-103 is enacted to read:

13-54-103. Scope.

(1) This chapter does not apply to an §→ [official event of any state institution of higher education, as defined in Section 53B-3-102, including an athletic event, concert, or theatrical performance] event or venue of an exempt entity ←§ .

(2) Nothing in this chapter prohibits a venue §→ operator ←§ from maintaining and enforcing one or more policies regarding conduct or behavior at or in connection with the venue.

Section 5. Section 13-54-201 is enacted to read:

Part 2. Ticket Resale Restrictions

13-54-201. Limitations on ticket resale restrictions -- §→ [Exemptions=] ←§

Disclosures.

(1) Except as provided in Subsection (2), each ticket §→ [a person issues] issued ←§ for an event shall be a transferrable ticket.

(2) (a) (i) §→ [A person may issue up] Up ←§ to 10% of the total number of tickets §→ [the person issues for an event as restricted tickets] issued for an event may be restricted tickets ←§ .

(ii) The total number of tickets described in Subsection (2)(a)(i):

(A) includes each ticket that provides access to the event, regardless of whether the ticket is made available for sale; and

(B) does not include a ticket that is part of a youth basketball program associated with a professional sports team where tickets are donated or issued at a reduced rate.

(b) Notwithstanding Subsection (2)(a), each calendar year, §→ [a venue may issue] ←§ an unlimited number of restricted tickets §→ may be issued ←§ for up to 10% of the total concert and theater events held

at the §→ same ←§ venue during the calendar year.

§→ [(c) Notwithstanding Subsections (2)(a) and (b), an exempt entity may issue an unlimited number of restricted tickets:] ←§

person's agent or operator; or

(b) purchased a resold ticket to the event independent of the person who issued the ticket or the person's agent or operator.

Section 6. Section **13-54-301** is enacted to read:

Part 3. Enforcement and Reporting

13-54-301. Enforcement powers -- Penalty.

(1) The division may enforce the provisions of this chapter in accordance with Chapter 2, Division of Consumer Protection.

(2) A person who violates a provision of this chapter is subject to a fine of up to \$250 per violation.

Section 7. Section **13-54-302** is enacted to read:

13-54-302. Reporting.

~~§→ [On July 15, 2020, and January 15 and July 15 of each year thereafter, each person who is subject to the provisions of this chapter shall submit a report to the division that contains the following information for the six months preceding the day on which the person submits the report:~~

~~—— (1) the number of transferrable tickets the person issued;~~

~~—— (2) the number of restricted tickets the person issued;~~

~~—— (3) the number of scheduled concert and theater events for which the person issued tickets; and~~

~~—— (4) the number of events for which the person issued restricted tickets under~~

~~Subsection **13-54-201**(2)(b).]~~

(1) As used in this section, "reporting period" means:

(a) for a report submitted under this section in compliance with a July 15 deadline, January 1 through June 30 of the calendar year in which the report is submitted; or

(b) for a report submitted under this section in compliance with a January 15 deadline, July 1 through December 31 of the calendar year immediately preceding the calendar year in which the report is submitted.

(2) On or before July 15, 2020, and July 15 of each year thereafter, a §→ [person who issued

a restricted ticket for an event scheduled during the reporting period] venue operator ←§ shall submit a report

described in Subsection (4) to the division §→, if there was an event scheduled at the venue during the reporting period for which a person issued one or more restricted tickets ←§ .

(3) On or before January 15, 2021, and January 15 of each year thereafter, §→ [a person

who issued a restricted ticket for an event scheduled during the reporting period] a venue operator ☉

142k1 ~~☞~~☞§ shall submit a
 142l report described in Subsection (4) to the division §→, if there was an event scheduled at the
 142l1 venue during the reporting period for which a person issued one or more restricted tickets ☞§
 142l2 .

142m (4) A report submitted in accordance with this section shall contain the
 142n following information:

142o (a) for each event scheduled §→ at the venue ☞§ during the reporting period and for
 142o1 which §→ [the] a ☞§ person
 142p issued a restricted ticket:

142q (i) the total number of tickets §→ [the person] ☞§ issued for the event;
 142r (ii) the number of restricted tickets §→ [the person] ☞§ issued for the event; ☞§
 142s §→ (iii) the date of the event; and ☞§
 142t §→ (iv) the type of event; §→ [and ☞§
 142u §→ (v) the name of the venue where the event was scheduled to occur;] ☞§ ☞§

142v §→ (b) (i) for a report submitted in compliance with a July 15 deadline, the number of
 142w concert or theater events §→ [by venue] ☞§ scheduled §→ at the venue ☞§ during the
 142w1 reporting period; or ☞§

142x §→ (ii) for a report submitted in compliance with a January 15 deadline, the number of
 142y concert or theater events §→ [by venue] ☞§ scheduled §→ at the venue ☞§ during the
 142y1 preceding calendar year; and ☞§

142z §→ (c) the number of concert or theater events §→ [by venue] ☞§ scheduled §→ at the
 142z1 venue ☞§ during the reporting
 142aa period for which §→ [the] a ☞§ person issued a restricted ticket under Subsection 13-54-
 142aa1 201(2)(b) §→ [; and] . ☞§

142ab ☞§

142ac §→ §→ [— (5) This section does not apply to an exempt entity;] ☞§ ☞§

143 Section 8. Effective date.

144 This bill takes effect on January 1, 2020.